

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	
	:	DATE FILED: _____
v.	:	
	:	CRIMINAL NO. _____
ANTHONY DEFRANCESCO, III	:	
	:	VIOLATIONS:
	:	21 U.S.C. § 841(a)(1)
	:	(Distribution of
	:	oxycodone - 3 counts)
	:	
	:	21 U.S.C. § 841(a)(1)
	:	(Possession with intent to distribute
	:	oxycodone - 1 count)
	:	
	:	Notice of forfeiture
	:	

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about October 27, 2003, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ANTHONY DEFRANCESCO, III

knowingly and intentionally distributed 27 OxyContin pills, that is, approximately 531.9 milligrams of actual oxycodone, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 7, 2003, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ANTHONY DEFRANCESCO, III

knowingly and intentionally distributed 198 Percocet pills, that is, approximately 851.4 milligrams of actual oxycodone, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 3, 2003, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ANTHONY DEFRANCESCO, III

knowingly and intentionally distributed 300 Percocet pills, that is, approximately 1,410 milligrams of actual oxycodone, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 10, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ANTHONY DEFRANCESCO, III

knowingly and intentionally possessed with intent to distribute 240 OxyContin pills, that is, approximately 14,604 milligrams of actual oxycodone, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

NOTICE OF FORFEITURE

1. As a result of the violations of Title 21, United States Code, Section 841(a)(1), set forth in this indictment, the defendant

ANTHONY DEFRANCESCO, III

shall forfeit to the United States of America:

(a) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violations of Title 21, United States Code, as charged in this indictment, and

(b) any property constituting, or derived from, proceeds obtained directly or indirectly as the result of the violations of Title 21, United States Code, as charged in this indictment, including, but not limited to, the sum of \$2000.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney